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**UNITED STATES BANKRUPTCY COURT  
 DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE  
 COMPANY,

USA CAPITAL REALTY ADVISORS,  
 LLC,

USA CAPITAL DIVERSIFIED TRUST  
 DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED  
 FUND, LLC,

USA SECURITIES, LLC,  
 Debtors.

Case No. BK-S-06-10725-LBR

Case No. BK-S-06-10726-LBR

Case No. BK-S-06-10727-LBR

Case No. BK-S-06-10728-LBR

Case No. BK-S-06-10729-LBR

**CHAPTER 11**

Jointly Administered Under Case No.  
 BK-S-06-10725 LBR

**DESIGNATION OF LOCAL COUNSEL  
 AND CONSENT THERETO**

**Affects:**

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

The undersigned, special litigation counsel for the USACM Liquidating Trust, herein has submitted to the Court a "Verified Petition for Permission to Practice in this Case Only." I am not admitted to the bar of this Court, but Lewis and Roca LLP does maintain offices in the District of Nevada for the practice of law. I believe it to be in the best interest of the client, the USACM Liquidating Trust, to designate Rob Charles, attorney at law, member of the State Bar of Nevada and previously admitted to practice

1 before the above-entitled Court, as associate local counsel in this action. The address of  
2 said designated Nevada Counsel is: Rob Charles (Bar Code #006593), 3993 Howard  
3 Hughes Parkway, Suite 600, Las Vegas, NV 89169, Telephone: (702) 949-8320, Facsimile  
4 (702) 949-8321, Email: rcharles@lrlaw.com.

5 By designation, the undersigned attorneys and parties agree that all documents and  
6 other papers issued out of this Court in the above-entitled case may be served on the  
7 designated local counsel. Further, said local counsel shall be responsible for providing  
8 copies of the same to the co-counsel. Further, this designation constitutes agreements and  
9 authorization by the undersigned for the designated local counsel to sign stipulations  
10 binding on all of us. The time for performing any act under applicable Rule shall run from  
11 the date of service on the local counsel.

12  
13 /s/ Andrea Kim (TX#00798327)  
14 Andrea Kim  
15 Diamond McCarthy LLP  
16 909 Fannin Street, Suite 1500  
17 Houston, TX 77010  
18 Telephone: 713-333-5100  
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21 *Special Litigation Counsel for the*  
22 *USACM Liquidating Trust*  
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**CONSENT OF DESIGNATED NEVADA COUNSEL**

The undersigned hereby consents to serve as associate Nevada counsel in this case and agrees that he is responsible for being counsel upon whom all documents and other papers issued out of this Court shall be served, and that he is responsible to transmit copies of all documents and other papers so served to the admitted out-of-state counsel of record and to keep such counsel informed as to the status of the case.

/s/ RMC (#0006593)  
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*Designated Nevada Counsel*

## **APPOINTMENT OF DESIGNATED NEVADA COUNSEL**

The undersigned party appoints Rob Charles as Designated Nevada Counsel in this case.

/s/ Andrea Kim (TX#00798327)  
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*Special Litigation Counsel for the  
USACM Liquidating Trust*